

PTO/SB/30 (01-03)

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Request For Continued Examination (RCE) Transmittal Address to: Commissioner for Patents Box RCE Washington, DC 20231
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Application Number	09/773,172
Filing Date	January 31, 2001
First Named Inventor	Epstein
Art Unit	2655
Examiner Name	Opsasnick, Michael N.
Attorney Docket Number	6169-212

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

a. Previously submitted

- i. Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on February 3, 2004
(Any unentered amendment(s) referred to above will be entered)
- ii. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- iii. Other _____

b. Enclosed

- i. Amendment/Reply
- ii. Affidavit(s)/Declaration(s)

III. Information Disclosure Statement (IDS) (DA)
IV. Other _____

2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months. Fee under 37 CFR 1.17(i) required)

b. Other Petition for Retrospective Extension of Time (1 Mo.)

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0951

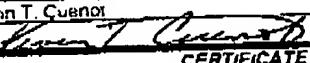
- i. RCE fee required under 37 CFR 1.17(e)
- ii. Extension of time fee (37 CFR 1.136 and 1.17)
- iii. Other _____

b. Check in the amount of \$ _____ enclosed

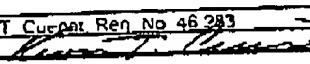
c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Kevin T. Cuerat	Registration No. (Attorney/Agent)	46 283
Signature			
Date	March 3, 2004		

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.			
Name (Print/Type)	Kevin T. Cuerat, Reg. No. 46 283	Date	March 3, 2004
Signature			

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Appln. No. : 09/773,172
Applicant : Epstein
Filed : January 31, 2001
TC/A.U. : 2655
Examiner : Opsasnick, Michael N.

Docket No. : 6169-212
IBM Docket No. : BOC9-2000-0076

Confirmation No. 6092

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TRANSMITTAL LETTER

MAILSTOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find enclosed for filing:

1. Request for Continued Examination (RCE) Transmittal;
2. Retroactive Petition for Extension of Time (One Month);
3. Please charge the required fees and any deficiencies or credit any overpayment to Deposit Account No. 50-0951.

This Transmittal Letter is submitted in duplicate.

Respectfully submitted,

Date: 3/3/04

Kevin T. Cuenot

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{WP171015.11}

Certificate Under 37 CFR 1.8(a)

I hereby certify that this correspondence is being transmitted via facsimile to the Commissioner for Patents, via facsimile number 703-872-9306 on

3/3/04

Kevin T. Cuenot

Kevin T. Cuenot, Esquire

Reg. No. 46,283